

The Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

NORTHSHORE INVESTORS, LLC, a  
Washington limited liability company, and  
NORTH SHORE GOLF ASSOCIATES, INC.,  
a Washington corporation,

Plaintiffs,

v.

The CITY OF TACOMA, a Washington  
municipal corporation,

Defendant.

Case No. C07-5629BHS

STIPULATION AND ORDER FOR  
DISMISSAL WITHOUT PREJUDICE


[Clerk's Action Required]

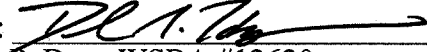
Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the parties hereby stipulate to the dismissal of Plaintiffs' Amended Complaint for Damages Pursuant to RCW 64.40 *et seq.*, 42 U.S.C. § 1983 and Tortious Interference (Amended Complaint) *without prejudice*. Each party is to bear its own costs.

DATED this 17<sup>th</sup> day of February, 2009.

SCHWABE, WILLIAMSON &  
WYATT, P.C.

GORDON DERR, LLP

By:   
Aaron M. Laing, WSBA #34453  
Matthew A. Turetsky, WSBA #23611  
*Attorneys for Plaintiff Northshore  
Investors, LLC*

By:   
Jay P. Derr, WSBA #12620  
Dale N. Johnson, WSBA #26629  
*Attorneys for Defendant City of Tacoma*

STIPULATION AND ORDER FOR DISMISSAL  
WITHOUT PREJUDICE - 1

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SCHWABE, WILLIAMSON & WYATT, P.C.  
Attorneys at Law  
US Bank Centre  
1420 5th Ave., Suite 3010  
Seattle, WA 98101  
Telephone 206.622.1711

1 TOUSLEY BRAIN STEPHENS, PLLC

2  
3 By: 

Christopher I. Brain, WSBA #5054

4 Paul W. Moomaw, WSBA #32728

5 *Attorneys for Plaintiff North Shore Golf  
Associates, Inc.*

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7  
8 **ORDER OF DISMISSAL**

9 THIS MATTER having come on before the Court by stipulation of the parties, and  
10 the Court having reviewed the stipulation and the file, and being fully advised herein, now,  
11 therefore,

12 IT IS HEREBY ORDERED that Plaintiff's Amended Complaint and all claims  
13 asserted therein in this matter are dismissed *without prejudice* and without costs to any party.

14 DATED this \_\_\_\_\_ day of \_\_\_\_\_ 200~~8~~<sup>9</sup>

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16 \_\_\_\_\_  
Honorable Benjamin H. Settle

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19 Presented by:

20 SCHWABE, WILLIAMSON & WYATT, P.C.

21  
22 By: 

Aaron M. Laing, WSBA #34453

23 Matthew A. Turetsky, WSBA #23611

24 *Attorneys for Plaintiff Northshore  
Investors, LLC*

25  
26  
STIPULATION AND ORDER FOR DISMISSAL  
WITHOUT PREJUDICE - 2

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SCHWABE, WILLIAMSON & WYATT, P.C.  
Attorneys at Law  
US Bank Centre  
1420 5th Ave., Suite 3010  
Seattle, WA 98101  
Telephone 206.622.1711

1 Approved as to form; Notice of presentation waived:

2 TOUSLEY BRAIN STEPHENS, PLLC

3  
4 By: 

Christopher I. Brain, WSBA #5054

5 Paul W. Moomaw, WSBA #32728

6 *Attorneys for Plaintiff North Shore Golf  
Associates, Inc.*

7  
8 GORDON DERR, LLP

9  
10 By: 

Jay P. Derr, WSBA #12620

11 Dale N. Johnson, WSBA #26629

*Attorneys for Defendant City of Tacoma*

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STIPULATION AND ORDER FOR DISMISSAL  
WITHOUT PREJUDICE - 3

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SCHWABE, WILLIAMSON & WYATT, P.C.  
Attorneys at Law  
US Bank Centre  
1420 5th Ave., Suite 3010  
Seattle, WA 98101  
Telephone 206.622.1711

**CERTIFICATE OF SERVICE**

I hereby certify that on the 17th day of February, 2009, I caused to be served the foregoing *STIPULATION AND ORDER FOR DISMISSAL WITHOUT PREJUDICE* on the following parties at the following addresses:

**Via Mail and Electronic Service:**


Jay P. Derr, WSBA #12620  
Dale N. Johnson, WSBA #26629  
GORDONDERR, LLP  
2025 First Avenue, Suite 500  
Seattle, WA 98121-3140  
Phone: (206) 382-9540  
Fax: (206) 626-0675  
[jderr@gordonderr.com](mailto:jderr@gordonderr.com)  
[djohnson@gordonderr.com](mailto:djohnson@gordonderr.com)

**Via Mail and Electronic Service:**

Paul W. Moomaw, WSBA #32728  
TOUSLEY BRAIN STEPHENS PLLC  
1700 7th Ave., Ste. 2200  
Seattle WA 98101  
Phone: (206) 682-5600  
Fax: (206) 682-2992  
[pmoomaw@tousley.com](mailto:pmoomaw@tousley.com)

by:

- ☐ U.S. Postal Service, ordinary first class mail  
☐ Via Messenger  
☐ facsimile  
☒ electronic service

  
B. Eileen Brousseau

STIPULATION AND ORDER FOR DISMISSAL  
WITHOUT PREJUDICE - 4

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SCHWABE, WILLIAMSON & WYATT, P.C.  
Attorneys at Law  
US Bank Centre  
1420 5th Ave., Suite 3010  
Seattle, WA 98101  
Telephone 206.622.1711